PATENT Atty Docket No. KLAC0012

VIA FACSIMILE
PLEASE DELIVER DIRECTLY TO:
EXAMINER ERIC J. SPEARS
GAU 2878
(703) 746-4812

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Group Art Unit: 2878

CHRISTOPHER FAIRLEY, ET AL.

Examiner: Eric J. Spears

Title: CONFOCAL WAFER INSPECTION

METHOD AND APPARATUS

Serial No.: 09/533,203

Filed: MARCH 23, 2000

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Hon, Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

In response to the Notice of Non-Compliant Amendment dated July 26, 2002, enclosed please find a corrected copy of the Amendment previously mailed on June 28, 2002.

It is respectfully submitted that all claims of the pr sent application are in condition for allowance. Reexamination and reconsideration of all of the claims, as amended, are respectfully requested and allowance of all the claims at an early date is solicited.

Should it be determined for any reason an insufficient fee has been paid, please charge any insufficiency to ensure consideration and allowance of this application to Deposit Account 502026.

Respectfully submitted,

Date: August 13, 2002

Steven W. Smyrski, Esq. Registration No. 38,312

SMYRSKI & LIVESAY, LLP 3310 Airport Avenue, SW Santa Monica, California 90405-6118

Phone: 310.397.9118 Fax: 310.397.9158

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I CERTIFY THAT ON JUNE 28, 2002, WHICH IS THE DATE I AM SIGNING THIS CERTIFICATE, THIS CORRESPONDENCE AND IDENTIFIED ENCLOSURES ARE BEING DEPOSITED IN THE UNITED STATES POSTAL SERVICE, POSTAGE PAID FIRST CLASS, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 2023 1.

STEVEN W. SMYRSKI

#9/B

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CHRISTOPHER FAIRLEY, ET AL.

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RESPONSE TO OFFICE ACTION

Hon. Commissioner of Patents and Trademarks Washington, D.C. 20231

Sir:

July 10 100

In response to the Office Action dated February 28, 2002, please consider the following remarks in connection with the above-identified patent application.

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